

**IN THE UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF PENNSYLVANIA**

DOLORES (DEE) BARRETT,

*Plaintiff,*

v.

THE GREATER HATBORO CHAMBER  
OF COMMERCE, INC., JOHN J. (BUD)  
AIKEN, and MICKEY GLANTZ,

*Defendants.*

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CIVIL ACTION NO.  
02-cv-4421

**JURY TRIAL DEMANDED**

**DEFENDANTS' MOTION TO PRECLUDE  
RECOVERY OF ATTORNEY FEES**

Defendants, The Greater Hatboro Chamber of Commerce, Inc., John J. (Bud) Aiken, and Mickey Glantz, by and through their counsel, Sidney L. Gold & Associates, P.C., hereby file Defendants' Motion to Preclude Recovery of Attorney Fees. In support thereof, Defendants aver the following:

1. Plaintiff instituted the instant action in this Court on July 3, 2002. Plaintiff's Complaint asserts a claim under the Pennsylvania Equal Rights Amendment to the Pennsylvania Constitution for sexual harassment and retaliatory discharge.
2. Plaintiff's Complaint includes a demand for attorney fees.
3. Under Pennsylvania law, attorney's fees are not recoverable absent express statutory authorization.
4. The Pennsylvania legislature has not provided for a recovery of attorney fees under the Pennsylvania Equal Rights Amendment to the Pennsylvania Constitution.

**WHEREFORE**, Defendants respectfully request that the Court preclude the Plaintiff from recovering attorney's fees in this action.

Respectfully submitted,

SIDNEY L. GOLD & ASSOCIATES, P.C.

/s/ Sidney L. Gold, Esquire SG1387

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**Attorneys for Defendants**

Dated: September 7, 2005